

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WASHINGTON

JAMES E. GUEST, III,

Plaintiff,

vs.

JO ANNE B. BARNHART,  
Commissioner of Social Security,  
Defendant

Civil No. CV-05-3032-CI

ORDER GRANTING JOINT  
MOTION TO REMAND

Based on the stipulation of the parties, it is ORDERED that the Commissioner's decision in regard to Plaintiff's application for disability insurance benefits under Title II and Supplement Security Income under Title XVI of the Social Security Act be REVERSED and REMANDED to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the administrative law judge (ALJ) will:

- Further evaluate the medical and opinion evidence of record and explain the weight given to such evidence; and

- Clarify and specify Plaintiff's mental residual functional capacity and provide rationale explaining the evidentiary basis for Plaintiff's physical and mental restrictions found during the periods at issue to this case.

This case is remanded pursuant to sentence four of 42 U.S.C. §405(g).

DATED this 24TH day of October, 2005.

S/ CYNTHIA IMBROGNO

UNITED STATES MAGISTRATE JUDGE

Presented by:

s/ Stephanie R. Martz

STEPHANIE R. MARTZ

Special Assistant United States Attorney

Office of the General Counsel

701 Fifth Avenue, Suite 2900 MS/901

Seattle, Washington 98104-7075

Telephone: (206) 615-2272

FAX: (206) 615-2531

stephanie.martz@ssa.gov